


CERTIFICATE OF CITY CLERK

I certify I am the duly qualified City Clerk of the City of Richmond, Kentucky, and the foregoing three (3) pages of Ordinance No. 03-41 are true, correct and complete copy duly adopted by the City Commission at a duly convened meeting held on August 26, 2003, all as appears in the official records of said City.

WITNESS, my hand and (Seal or the Seal of said City), this the 26th day of August, 2003.


Karleen K. Wortham
Karleen K. Wortham
City Clerk

(Seal of city)

RECEIVED AND FILED
DATE Sept. 29, 2003

JOHN Y. BROWN III
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY
BY J. Ashman

RECEIVED AND FILED
DATE Sept. 29, 2003

ORDINANCE 03-41

JOHN Y. BROWN III
SECRETARY OF STATE
COMMONWEALTH OF KENTUCKY

AN ORDINANCE OF THE CITY OF RICHMOND, KENTUCKY, ANNEXING APPROXIMATELY 5.85 ACRES OF LAND ADJACENT TO THE CITY LIMITS. (MATTHEW B. AGEE – WILLIS BRANCH ROAD PROPERTY).

WHEREAS, the owner of record of the unincorporated territory described below would like to have annexed to the incorporated area of the City of Richmond, Kentucky approximately 5.85 acres of land adjacent to the City Limits, and

WHEREAS, Matthew B. Agee the sole owner of the land being proposed for annexation has by letter dated March 21, 2003 applied for voluntary annexation.

WHEREAS, Matthew B. Agee originally asked for 6.90 acres of land be annexed into the city limits of Richmond, and

WHEREAS, Matthew B. Agee has withdrawn his request for 1.05 acres of land to be included in his annexation request, making the annexation area 5.85 acres, and

WHEREAS, it is the intent of the Richmond City Board of Commissioners to annex this land described below as per annexation procedures established by Ordinance No. 96-17, adopted February 20, 1996 and,

WHEREAS, the proposed annexation meets the requirement of KRS 81A.410, and the owner of record of such land has consented in writing to the annexation pursuant to KRS 81A.412, and

WHEREAS, it is declared pursuant to KRS 81A.420 that it is desirable to annex this unincorporated territory and the Richmond Planning and Zoning Commission has conducted a Public Hearing pursuant to KRS 100.209 for its recommendation as to zone classifications and any zoning map amendments.

NOW, THEREFORE BE IT ORDAINED by the Board of Commissioners of the City of Richmond that:

SECTION I

The unincorporated territory described below being adjacent and contiguous to the corporate limits of the City of Richmond, Kentucky, is hereby annexed into the boundaries of the City of Richmond.

A 5.85 acre tract on Willis Branch Road designated as Tract 1B_{3D} and shown on the plat of record in Plat Book 10 at Page 74, in the Madison County Clerk's Office, to which reference is made for a more particular description.

A certain tract of land located on the west side of Willis Branch Road, approximately 1789 feet, more or less, south of Barnes Mill Road near Richmond in Madison County, Kentucky and being bounded by survey made July 28, 1988, (Job No. 3092), by Charles E. Black, a licensed land surveyor. (L.S. 670), and further described as follows:

Beginning at a railroad spike in the centerline of Willis Branch Road, 25 feet, more or less, southeast of the southeast corner to lot 14 of the Pond Meadow Subdivision (P.B. 3 at Page 65); thence with the centerline of Willis Branch Road S 20 degrees 40' 43" W 70.17 feet to a P. K. nail; thence leaving the centerline of said road with new lines dividing the lands of Ralph Agee, four (4), calls:

N 62 degrees 00' 00" W 280.00 feet to a steel pin; thence
S39 degrees 36' 19" W 152.89 feet to a steel pin; thence
S 10 degrees 50' 29" W 128.32 feet to a steel pin; thence
S 43 degrees 15' 14" W 120.34 feet to a steel pin and new corner in the line of Tract – 1B2; thence with the line of Tract – 1B2 N53 degrees 10' 21" W 712.75 feet to a steel pin and corner in the line of Brooklyn Subdivision; thence leaving Tract – 1B2 with the line of said Subdivision N 19 degrees 48' 40" E 181.65 feet to a steel pin and the southwest corners to the Unity Baptist Church, Tract – 1C; thence with the line of Tract – 1C S71 degrees 55' 12" E 418.85 feet to a steel pin and the southwest corner to the Lutheran Church in America, Tract – 1B4; thence with the line of Tract – 1B4 S 81 degrees 24' 44" E 406.26 feet to a steel pin and the southwest corner to Lot 14 of Pond Meadow Subdivision; thence leaving Tract 1B4 with the line of Lot 14 S 52 degrees 33' 06" E and passing the southeast corner of Lot 14 at 208.05 feet, in all, 233.20 feet to a railroad spike in the centerline of Willis Branch Road and point of beginning and containing 5.85 acres.

SECTION II

- (1) The Richmond Planning and Zoning Commission conducted a Public Hearing pursuant to KRS 100.209 on June 25, 2003 and recommended the zoning classification of subject property be zoned AG. The property shall be so zoned in accordance with that recommendation.
- (2) After due discussion and deliberation, the City of Richmond Board of Commissioners on July 8, 2003 committed the question of zoning back to the Richmond Planning and Zoning Commission for further consideration.
- (3) The Richmond Planning and Zoning Commission met July 23, 2003 and voted to recommend all 6.90 acres of the property be zoned AG in accordance with their original recommendation.
- (4) The owner of the above-described property has withdrawn the 1.05 acre tract from the intent ordinance and only request that the 5.85 acre tract be annexed to the City limits of Richmond.
- (5) The City of Richmond Board of Commissioners shall zone the 5.85 acre tract AG in accordance with the Richmond Planning Zoning Commission.
- (6) This 5.85 acre tract as described shall be incorporated into the City limits of Richmond and the official map of the City be changed accordingly.

SECTION III

The City Clerk shall cause this Ordinance to be published in accordance with the appropriate Kentucky Revised Statutes.

Date of First Reading: August 5, 2003

Motion By: Commissioner Barnes

Seconded By: Commissioner Jones

Vote:	Yes	No
Commissioner Barnes	x	
Commissioner Blythe	x	
Commissioner Brewer	Abstain	
Commissioner Jones	x	
Mayor Lawson	x	

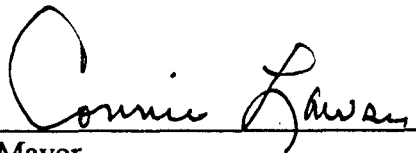
Date of Second Reading: August 26, 2003

Motion By: Commissioner Jones

Seconded By: Commissioner Blythe

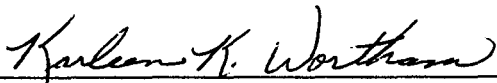
Vote:	Yes	No
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Commissioner Barnes	X	
Commissioner Blythe	X	
Commissioner Brewer	Abstain	
Commissioner Jones	X	
Mayor Lawson	X	



Mayor

Attest:



City Clerk

PLEASE NOTE:

The oversize map or maps submitted with this particular filing are currently unavailable for online research. The map(s) will be added at a later date.

For copies needed immediately, please contact the Secretary of State's Office, Land Office Division, phone 502-564-3490.